19 50 **File No.** 3197/48

P.W. DEPARTMENT

B CLASS E BRANCH (1)

Subject :— Government Service
Eligibility of certain classes
of persons who are not
citizen of India for. (6)

B [K] 1450

File No. 3197/48 Br. E (1)

Std. Sectt. Slip 21-A

Std. Sectt. 78 a.

G.R., G. D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET

Subject :—

File No. 3197/48

P-W DEPT.

E BRANCH. (1)

References :—

Copies of pages from the file B(M).

Date.	To whom sent.	Notes and instructions.

Government Service.
Eligibility of certain classes of persons who are not citizens of India for

Government of Bombay,
Political and Services Department.
Circular Memorandum No. 7095/46.
Bombay Castle, 25th August 1950.

CIRCULAR MEMORANDUM.

The Government of India had issued instructions that displaced persons who have migrated to India but have not acquired Indian citizenship are eligible for employment in services and posts under them only if certificates of eligibility are issued in their favour. They have now further clarified these instructions by saying that certificates of eligibility are not necessary in favour of the following classes of displaced persons, viz.

(i) Persons who migrated from Pakistan before the 19th July 1948 and have ordinarily been residents of India since: and

(ii) Persons who migrated from Pakistan on or after the 19th July 1948 but before the 30th September 1948 and who either got themselves registered as citizens of India or entered service under the Union before the 26th January 1950; but that persons of these two classes should produce before the appointing authority or forward to the Union Public Service Commission along with their application as the case may be, an affidavit sworn before a First Class Magistrate in one of the following forms:-

(i) "I declare that I migrated to India from Pakistan before the 19th July 1948 and have ordinarily been resident in India in the State of ..... since then", or

(ii) "I declare that I migrated to India from Pakistan after the 18th July 1948 but before the 30th September 1948.

I further declare that I had

*got myself registered as a citizen of India before the 26th January 1950.
*entered the Union Services without a certificate of eligibility under the old instructions before the 26th January 1950.

*Delete the portion not applicable

Cont'd-2....

2. According to the orders contained in Government Resolution, Political and Services Department, No.7095/46, dated the 20th May 1950, the displaced persons from Pakistan who have migrated to India but have not acquired the citizenship of India are, as in the case of services and posts under the Government of India, eligible for employment in services and posts under this Government only if certificates of eligibility are issued in their favour. Government is now pleased to direct that the clarification made by the Government of India which is mentioned in the foregoing paragraph should hold good in respect of the displaced persons seeking employment in services and posts under it also. Accordingly the displaced persons (i) who migrated to India before the 19th July 1948 and have ordinarily been resident in India since then and (ii) who migrated to India on or after the 19th July 1948 and but before the 30th September 1948 need not obtain certificates of eligibility but should produce before the appointing authority or forward to the Bombay Public Service Commission along with their application forms as the case may be, an affidavit sworn before a First Class Magistrate in one of the following forms:-

(i) "I declare that I migrated to India from Pakistan before the 19th July 1948 and have ordinarily been resident in India in the State of since then."

(ii) "I declare that I migrated to India from Pakistan after 18th July 1948 but beforethe 30th September 1948."

I further declare that I had

*got myself registered as a citizen of India before the 26th January 1950.

*entered the services under the Government of Bombay without a certificate of elibility before the 26th January 1950.

*Delete the portion not applicable.

3. The Chief Presidency Magistrate, Bombay, and all District Magistrates are requested to instruct all Presidency Magistrates/First Class Magistrates under them to afford necessary facilities to the displaced persons of the two classes mentioned above, who are candidates for services under .....

under the Government of India or this Government and who approach them, to make the necessary affidavit in the appropriate form. The Magistrates may be instructed to make such on the spot verification as may be possible in the circumstances of each case before signing the said affidavit.

By order of the Governor of Bombay,

M. D. BHAT,

Chief Secretary to the Government of Bombay,
Political and Services Department.

G.C.M., No. 7095/46, P. & S.D., dated the 25th August 1950.

To

The Secretary to the Governor,
The Secretary to the Honourable the Chief Minister,
The Accountant General, Bombay,
The Secretary, Bombay Public Service Commission,
The Prothonotary and Senior Master, High Court, Bombay (by letter),
The Registrar, High Court, Appellate Side, Bombay, (by letter),
The Director of Publicity (for issuing a Press Note),
The Chief Presidency Magistrate, Bombay (with 50 copies),
All District Magistrates (with 30 copies each),
All other Heads of Departments and Heads of Offices under the several Departments of the Secretariat,
All Departments of the Secretariat.

No. of 1950.

Copy forwarded for information and guidance to

SAP/-

Certificates of Nationality and age.
Grant of - to candidates not possessing the domicile of Bombay State.

GOVERNMENT OF BOMBAY.

Political and Services Department.

Circular No. 7095/46.

Bombay Castle, 11th September 1950.

CIRCULAR OF GOVERNMENT.

The certificates of age and nationality which candidates for Government service are required to produce are at present combined with the certificate of domicile. This was designed as under the old rules all candidates for recruitment to service under this Government were required to possess the domicile of the State of Bombay and had necessarily to produce certificates of domicile. In view of the orders contained in Government Resolution, Political and Services Department, No. 7095/46, dated the 20th May 1950, even candidates who are not domiciled in this State but fall into one or the other of the categories mentioned in that resolution are now eligible for service under this Government. These letterm type of candidates will be required to produce certificates of age andm nationality like candidates domiciled in this State and may apply to the Magistrates authorised to grant certificates of domicile for such certificates. The Chief Presidency Magistrate, Bombay and all the District Magistrates are therefore requested to issue instructions to the Magistrates under them whom they have authorised to issue certificates of domicile to entertain such applications received from candidates not domiciled in this State and to grant them the necessary certificates in respect of age and nationality after verifying their claim from the evidence produced by them. They are also requested to instruct the Magistrates concerned to scrutinize the applications and evidence produced by the candidates in respect of age and nationality carefully before the certificates are granted.

By order of the Governor of Bombay.
M. D. BHAT,
Chief Secretary to the Govt. of Bombay,
Political and Services Department.

P.T.O.

To

The Chief Presidency Magistrate, Bombay,

*All District Magistrates,

The Secretary, Bombay Public Service Commission,

The Director of Publicity (for issuing Press Note),

All Departments of the Secretariat.

*With 40 spare copies.

No, of 1950.

Copy forwarded for information and guidance to

28/7/50

SAP/-